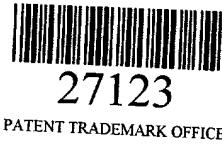


12-10-01 A

Docket No. 4208-4057

Express Mail No. EF098985576US



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PATENT TRADEMARK OFFICE



JC997 U.S. PTO

10/008334

12/06/01

↑AFFIX CUSTOMER NO. LABEL

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**UTILITY APPLICATION AND FEE TRANSMITTAL §(1.53(b))**

Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s) names and addresses:

- (1) Lin Xu, Pyrypolku 11, 33880, Lempaala, Finland
- (2) Jarno Leinonen, Kisakenttakatu 24B 13, 33230 Tampere, Finland

Additional inventors are listed on a separate sheet

For: A SYSTEM AND METHOD FOR EFFICIENT DISTRIBUTION OF  
MULTICASTABLE SERVICES

Enclosed Are:

19 page(s) of specification  
1 page(s) of Abstract  
10 page(s) of claims  
4 sheets of  Formal  Informal drawings  
8 page(s) of Declaration and Power of Attorney

Unsigned  
 Newly Executed  
 Copy from prior application  
 Deletion of inventors including Signed Statement under 37 C.F.R. §1.63(d)(2)

**REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the combined Declaration and Power of Attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.

Deletion of Inventors (37 C.F.R. §1.63(d) and §1.33(b)

Signed statement attached deleting inventor(s) named in the prior application serial no. \_\_\_\_\_, filed \_\_\_\_\_.

Microfiche Computer Program (Appendix)

page(s) of Sequence Listing

computer readable disk containing Sequence Listing

Statement under 37 C.F.R. §1.821(f) that computer and paper copies of the Sequence Listing are the same

Assignment Papers (assignment cover sheet and assignment documents)

A check in the amount of \$40.00 for recording the Assignment

Charge the Assignment Recordation Fee to Deposit Account No. 13-4500, Order No. \_\_\_\_\_.

Assignment Papers filed in the parent application Serial No. \_\_\_\_\_.

Certification of chain of title pursuant to 37 C.F.R. §3.73(b)

Priority is claimed under 35 U.S.C. §119 for:

Application No(s). \_\_\_\_\_, filed \_\_\_\_\_, in \_\_\_\_\_ (country).

Certified Copy of Priority Document(s) [\_\_\_\_\_]

filed herewith

filed in application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

English translation document(s) [\_\_\_\_\_]

filed herewith

filed in application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

Priority is claimed under 35 U.S.C. §119(e) for:

Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_.

Information Disclosure Statement

Copy of [4] cited references

PTO Form-1449

References cited in parent application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

Related Case Statement under 37 C.F.R. §1.98(a)(2)(iii)

A copy of related pending U.S. Application(s) Serial No(s): \_\_\_\_\_, filed \_\_\_\_\_, respectively, is attached hereto.

A copy of related pending U.S. Application(s) entitled, \_\_\_\_\_, filed \_\_\_\_\_ to inventor(s) \_\_\_\_\_, respectively, is attached hereto.

A copy of each related application(s) was submitted in parent application serial no. \_\_\_\_\_, filed \_\_\_\_\_.

Preliminary Amendment

Return receipt postcard (MPEP 503)

This is a  continuation  divisional  continuation-in-part of prior application serial no. \_\_\_\_\_, filed \_\_\_\_\_, to which priority under 35 U.S.C. §120 is claimed.

Cancel in this application original claims \_\_\_\_\_ of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

A Preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application).

The status of the parent application is as follows:

A Petition for Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until \_\_\_\_\_.

A copy of the Petition for Extension of Time in the co-pending parent application is attached.

No Petition for Extension of Time and Fee therefor are necessary in the co-pending parent application.

Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.

Transfer the drawing(s) from the parent application to this application

Amend the specification by inserting before the first line the sentence:  
This is  continuation  divisional  continuation-in-part of co-pending application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$740.00/370.00
Total Claims*	108- 20 =	88x	\$18.00/ \$9.00	\$ 1584
Independent Claims	12- 3 =	9x	\$84.00/ \$42.00	\$ 756
<input checked="" type="checkbox"/> Multiple Dependent Claims	If marked, add fee of \$280.00 (\$140.00)			\$ 280
* Reflects total number of claims for fee purposes, with multiple dependent claims being counted according to 37 C.F.R. §1.75(c)				
			TOTAL:	\$ 3360.00

Small entity status is or has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith  
\$ \_\_\_\_.

A check in the amount of \$3360.00 in payment of the application filing fees is attached.

Charge fee to Deposit Account No. 13-4500, Order No. \_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, **including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency** with the parent application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4208-4057. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

By:

  
Peter N. Fill  
Registration No. 38,876

Dated: December 6, 2001

Correspondence Address:  
MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154-0053  
(212) 758-4800 Telephone  
(212) 751-6849 Facsimile

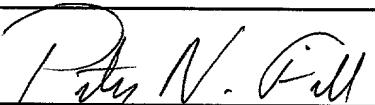
**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

Application No.	TBA
Filing Date	December 6, 2001
First Named Inventor	Xu
Group Art Unit	TBA
Examiner Name	TBA
Atty Docket No.	4208-4057

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. §122(b).

This request is signed in compliance with 37 C.F.R. §1.33(b) and is being submitted with the application **at the time of filing**.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	December 6, 2001
Name (Print/Type)	Peter N. Fill	Reg. No. (Atty/Agent)	38,876

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. §122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. §122(b)(2)(B)(iii)).**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Lin Xu and Jarno Leinonen

Group Art Unit: TBA

Serial No.: TBA

Examiner: TBA

Filed: December 6, 2001

For: SYSTEM AND METHOD FOR EFFICIENT DISTRIBUTION OF  
MULTICASTABLE SERVICES

**CERTIFICATE OF MAILING (37 C.F.R. §1.8(a))**

Commissioner for Patents  
2900 Crystal Dr.  
Arlington, VA 22202-3513

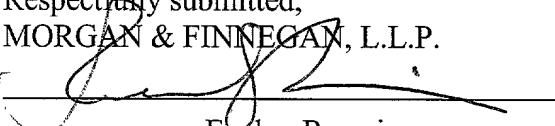
Sir:

I hereby certify that the attached:

1. Utility Application and Fee Transmittal;
2. Patent Application (Specs. 19 pgs., Abstract 1 pg., Claims 10 pgs.);
3. Four (4) Sheets of Formal Drawings (Figs. 1-4);
4. Request and Certification Under 35 USC 122(b)(2)(B)(i) Form;
5. Combined Declaration and Power of Attorney;
6. Information Disclosure Statement;
7. Information Disclosure Citation Form PTO-1449;
8. Five (5) Cited References;
9. Check # 21099 in the amount of \$3,360.00 (filing fee);
10. Return Receipt Postcard.

along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, 2900 Crystal Dr., Arlington, VA 22202-3513.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

By: 

Evelyn Rosario

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154-0053  
(212) 758-4800 Telephone  
(212) 751-6849 Facsimile